

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

AARON COHEN, on behalf of himself and
all others similarly situated,

Plaintiff,

-against-

DITECH FINANCIAL LLC, ROSICKI,
ROSICKI & ASSOCIATES PC

Defendants.

No. 2:15-cv-6828

NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law and Declaration of Justin Angelo and all prior proceedings herein, Defendant Ditech Financial LLC f/k/a Green Tree Servicing LLC, by its undersigned counsel, shall move before the United States District Court for the Eastern District of New York, the Honorable Leonard Wexler presiding, at the United States Courthouse located at 944 Federal Plaza, Central Islip, NY 11722 for an Order granting its motion to dismiss Plaintiff's, Aaron Cohen, Class Action Complaint [ECF No. 1] with prejudice pursuant to Federal Rules of Civil Procedure 12(b)(6).

Pursuant to the Order of this Court, Plaintiff shall serve his response papers no later than **May 9, 2016**. Reply memorandums shall be served and all motion papers filed by **May 18, 2016**.

By: s/Justin Angelo

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CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of April, 2016 a true and correct copy of the foregoing **NOTICE OF MOTION, MEMORANDUM OF LAW and DECLARATION OF JUSTIN ANGELO** was served by email on the following attorneys of record:

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/s/ Justin Angelo
Justin Angelo